

FILED

The 30th day of June 2011
at 9:10 o'clock a M.
ELLEN LONDON
Clerk Dist. Court Hardeman County, Texas
By Spive Edwards

To: District Clerk Office
Hardeman County Courthouse
Post Office Box 30
Quanah, Texas 79252

From: Roddy Dean Pippin #1276478
Carol S. Young Medical Facility Complex
5509 Attwater Avenue
Dickinson, Texas 77539-4157

Dear: Esteemed District Clerk Ellen London

Enclosed for filing please find the original and one copy of Movant's motion for Enhancement of Punishment Assessed in the form of Hanging Movant by The Neck Until Dead Publicly in The Hardeman County Square for the said Offense of Cattle Rustling.

Will you please file and bring to the attention of the Honorable Judge, in your usual manner in matters of this nature? And will you please be so kind to make me a copy of the original including all "attachments and exhibits" and send it back to me with your "Filed Signed Stamp?"

Thanking You in advance for your dedicated time and Kind service, Your Highness!

God Bless You Ellen!

Respectfully Yours
Roddy D. Pippin

Signed on the 27th day of June 2011.

FILED

The 30th day of June 2011
at 9:00 o'clock 2 M.

ELLEN LONDON
Clerk Dist. Court Hardeman County, Texas

By Juan Edwards

Case No. 3879,3880,3882, and 3885

Ex: Parte
Roddy Dean Pippin
Movant

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In The District Court of
Hardeman County, Texas
46th District Court

Motion for enhancement of Punishment Assessed in the form
of Hanging Movant by the neck until dead publicly in the Hardeman
County Square for the said offense of Cattle Rustling.

To The Honorable Judge of Said Court:

Comes now Roddy Dean Pippin #1276478 Movant, Pro Se and
Proffers to this court his motion for Enhancement of Punishment
in form of Hanging Movant by the neck until dead publicly in
the Hardeman County Square for the said offense of Cattle Rustling
or also known Judicially as Theft of Livestock in Cause Numbers
3879,3880,3882, and 3885 and would Respectfully and humbly show
the Court as follows.

Movant herein request this Honorable Court here after will
give consideration to this Motion and any other pleadings in
concern to this Motion under the holdings and doctrine of:
Haines-v- Kerner, 404 U.S. 519 <1972>

Legal Argument

It is well settled that every one from the victims of my
crimes, to TSCRA Special Ranger Mr. Scott Williamson, to my prosecuting
D.A. Mr. Dan Mike Bird Who is now the Honorable Judge Dan Mike

Bird for the 46th Judicial District of Hardeman County, support my condemnation and execution. See Attachments 1-5. Even our Honorable Governor Rick Perry, actively promotes Capital Punishment and the Death Penalty here in the Lone Star State. Moreover, I fully believe that the education of our children, state services, Medicare, and the Health Care of our Mentally Challenged and Elderly citizens should be far more important than my continued axiomatic Illegal Incarceration-beyond my statutory maximum, consecutive, state Jail sentences. See; Article 42.08<c>,C.Cr.P. which plainly states: "If a defendant has been convicted in two or more cases and the court suspends the imposition of the sentence in one of the cases, the court may not order a sentence of confinement to commence on the completion of a suspended sentence for an offense."

This tremendous gross miscarriage of perverted justice being so boldly practiced by the Honorable 46th Judicial District of Hardeman County, Texas in my case makes as much sense as an acorn in a woman's corset! It's clear from the long history of this case that redemption does Not exist in Hardeman County, Texas even after the statutory maximum sentence has been served in full! I have made my peace with God and all I have left to give to satisfy my debt to society is my Life. My remorse to those who I rustled cattle from is infinitely immeasurable! See Attachment Tips 1-10 " Theft Prevention From The Authority on Theft."

I, Roddy Dean Pippin, respectfully implore this Honorable court to grant this motion in its entirety Including Special Conditions 1-8 which are attached here to. Please also take Judicial

notice of the attached Oklahoma D.A. supervised probation letter written on movants behalf by D.A. Probation Supervisor Rebecca Simpson.

It is not enough for law to be meticulous. It must be just also. It is not enough for law to be meticulous and just, it must be understanding. It is not enough for law to be meticulous and just and understanding, it must also be compassionate. It is not enough for law to be meticulous, just, understanding, and compassionate. It must also be rooted in absolute truth.

Movant certainly acknowledges, that this Court sentences were ~~arbitrary~~ arbitrary and capricious and also, that they did amount to a " gross abuse of discretion." However, the Movant respectfully request that this Court, given its "great discretion" in acting upon motions of this kind_ the relief Movant requests is really an equitable matter "In Texas we have a blend system of Law and Equility there being but one justification for both." EX parte Warfield, 505 S.W. 933 <Tex Crim. App. 1899>.

Give me Freedom or Give me Death by Lynching!

Prayer

Wherefore Movant pray's the Court to set Motion for Hearing and upon said hearing to decree Enhancement of Punishment Assessed in the form of Hanging Movant by the Neck until Dead Publicly in the Hardeman County Square for the said offense of Cattle Rustling.

Respectfully Submitted

Roddy D. Pippin

TDCJ-CID #1276478
Carol S. Young Medical Facility Complex
5509 Attwater Avenue
Dickinson, Texas 77539-4157

Declaration

I, Roddy Dean Pippin, declare under penalty ^{of Perjury} that all matters and things of fact contained in the above and forgoing Motion for Enhancement of Punishment Assessed In the Form of Hearing, are True and Correct.

Executed on the 27th day of June 2011

Roddy D. Pippin

Declarant

Declaration of Guadalupe M. Guajardo, Jr.

I, Guadalupe M. Guajardo, Jr; declare under penalty of perjury that, Roddy Dean Pippin, requested my assistance in preparing the above and forgoing motion that I accepted said request of my own free will, that I received no money or payment of any kind in the past, present, or future for this assistance.

That I'm not an Attorney and do not hold myself as one, the above is true and correct.

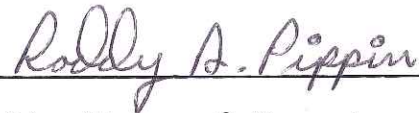
Executed on the 27th day of June 2011.

Guadalupe Guajardo, Jr

Declarant

Cerificate of Service

I, Roddy Dean Pippin, do hereby ceritfy that a true and correct copy of the above and foregoing Motion has been forwarded by United States Mail, Pastage, prepaid first class, to Mr. John Staley Heatly, District Attorney for Hardeman County, 1700 Wilbarger Street Room 32 Vernon, Texas 76384-4749, on this the 27th day of June 2011.



Signature of Movant

XC: Honorable Judge Stuart Messer

Mr. John Heatly, District Attorney For Hardeman County

Mr. Roddy Dean Pippin TDCJ-CID #1276478

Mrs. Jacie Lenn Pippin

Special Conditions
Demanded by Movant

- #1. Movant desires to die with his boots and spurs on and without his face covered, for he wishes to see the lights go out at high-noon.
- #2. Movant wants to help build the gallows while guarded at gun point by TSCRA Special Ranger Mr. Scott Williamson and the Hardeman County Sheriff Mr. Mance Nelson.
- #3. Movant aspires to be hung by the designated hangman while sitting tall in the saddle on the back of his own personal Registered American Quarter Horse.
- #4. Movant wished to have a 72 hour conjugal visit with his devoted, loving, infinitely faithful Wife, Mrs. Jacie Lenn Pippin, prior to his Lynching!
- #5. Movant desires to be allowed to play with his <2> Two young children Gracie and Whitt for <2> Two hours in front of the 46th Judicial District Hardeman County Court House prior to his exparation.
- #6. Movant yearns to smoke a filterless Marlboro Red Cigarette after eating his final meal of choice which will be a medium rare Lengua Asada Steak, Fried Orka, Baked Potato with all the trimmings, Garden Salad with Ranch Dressing, and a glass of whole unpasteurized milk with ice, prior to this State of Texas endorsed Euthanization/Execution!
- #7. Movant humbly request the opportunity to once again express his phenomenal remorse to the esteemed victims in which he Rustled Cattle from.

#8. And last but certainly not least, Movant respectfully requisitions that the Honorable Hardeman County, Texas authorities bury him in a closed pinebox casket in Oklahoma soil, on a sublime highly elevated hill overlooking the Red River Valley where the Truth is something more than a form of Lingua Franca which the Honorable Texas Courts don't understand..... Notwithstanding!

Roddy Dean Pippin

A handwritten signature in cursive script that reads "Roddy D. Pippin". The signature is written in dark ink and is positioned above a horizontal line.

Signature of Movant

Signed on the 27th day of June 2011.

No mercy for convicted rustler

Roddy Pippin seeks release for health reasons

Justin Juozapavicius, The Associated Press

Sunday, February 28, 2010

QUANAH — Born 100 years too late, Roddy Dean Pippin rides a horse down the main drag, doing his best John Wayne.

He still fits the part of the cowboy in this spit of Texas near the Red River, with its church-steepled skyline and landscape of mesquite trees and tumbleweeds. The town of 2,500 is the kind of place where time moves at a stutter step and parts of the Old West never faded away.

Time for a last ride through town, he figures, and one final taste of freedom. Just like in the Westerns he grew up watching, there's a jail cell waiting for Roddy.

But instead of a Hollywood ending where the cowboy rides off with the girl, Roddy's life is in legal limbo, as several appeals for mercy because of his declining health have been rejected by judges and politicians.

'Robin Hood of Rustlers'

A skinny diabetic raised on Louis L'Amour novels and Tinseltown bravado, Roddy dressed like Roy Rogers at school and was eager to prove to classmates he was just as tough as they were.

Roddy, now 26, took the straight path for a little while, dabbling in college and dreaming of writing Westerns like his heroes, but he was too wild.

Inspired by tales of cattle rustlers from decades past, he blazed a trail across dozens of ranches in Oklahoma and Texas, stealing \$100,000 in livestock, saddles and "anything that wasn't tied down," recalls District Attorney John Staley Heatly.

His gang of nine nabbed at least 125 head of cattle during an 18-month spree, making it one of the largest rustling operations in the region.

He dubbed himself the "Robin Hood of Rustlers." Truth was, most of his victims in this part of the country — where a few cows could be worth a mortgage payment — were far from wealthy.

Roddy picked off cattle in small batches, Heatly says, snatching five or six at a time and netting a few hundred dollars with each crime. By 2004, he was looking for a

final, big score: a truck hauling dozens of steers.

Then, he would split the gang up and ride off into the sunset. In his movie-fueled dreams, the rustler gets away. He was barely 20 and could make a new life.

But the law caught up with Roddy in a stretch of West Texas where cattle is king and old ways of punishing rustlers die hard.

"One hundred years ago, he would have been hung in the county square," says rancher Wayne Walker, 56, who lost six cows off his 1,300-acre ranch.

Eight- year sentence

In this part of the country, views of cattle rustlers have changed little since the 1800s. To lawmen and ranchers here, there is no romance, no nostalgia, associated with them.

"The worst thing about it is you feel like you've been violated," says rancher Vicky Lindsey, who also had six cows stolen.

And in rough economic times, cattle thefts are on the rise. In Texas, where Roddy did most of his stealing, the number of livestock reported missing or stolen in 2007 was 2,400. In 2008, it more than doubled to 6,404. The Texas and Southwestern Cattle Raisers Association estimates similar figures for 2009.

"It's always been a problem," says association spokeswoman Carmen Fenton. "To us, a thief is a thief, and if you steal the animal, we want you to do the time."

Say you run 100 head of cattle — most ranchers here have far fewer — you might have a gross income of \$50,000. That's before the bills for diesel fuel, feed and fence repairs.

"There are a lot a people who have a little land who make some money running cattle," says Heatly, the district attorney. "That's why people around here look at (rustling) as such an egregious offense. It's kind of like going to the bank and draining several different accounts."

For his crimes, Roddy got eight years in prison. Others in his gang, including his uncle, got lighter sentences.

Health issues

Roddy's supporters say authorities are trying to make an example of him.

There is the diabetes, too, which has gone "from bad to horrible," says Roddy's friend Tighe Merelli. Roddy requires six or more insulin injections a day, and nearly around-the-clock care. His attorneys have asked that he serve the rest of his time under house arrest, but those appeals have been tossed out.

"My eyesight is starting to go," Roddy says in a recent interview at the Jester 3 Unit of

the Texas Department of Criminal Justice near Richmond, Texas. "I can't feel my feet, my lower extremities.

"My sugar is so high my body is shutting down," he says. "Every day is flirting with death, basically."

Fearing the worst, one wealthy friend of Roddy's, Robert McCausland, offered to pay restitution on what was stolen, but the ranchers flatly rejected the proposal.

"What I offered to pay was the whole shebang," McCausland says. "I think they've gone after Roddy because he was the youngest of the group and he was willing to take the blame."

Indeed, after he was caught, Roddy took authorities up and down miles of endless dirt roads to show them the places where he'd snatch cattle. His friends say that honesty cost him. Roddy says he's remorseful about the rustling days, and just wants to get out of jail in one piece.

"This is the last thing I would want to be famous for," he says. "I'd like to be able to get out of here and still be able to see the stirrup I put my boot in."

Last ride

Roddy takes his last horse ride through town, then arrives at the front of the county jail to turn himself in.

He undoes his spurs and slides off his chaps. He removes his Resistol 20X hat, his pride and joy, and presents it to his sweetheart, Jacie, like a jewel. It will serve as a proxy engagement ring for now.

And the cowboy kisses the girl, one last time, just like in the movies.



<http://www.washingtontimes.com/national/20061002-122848-2451r.htm>

Where's the beef? Cattle rustlers know

By Hugh Aynesworth
THE WASHINGTON TIMES
October 2, 2006

FORT WORTH, Texas -- It's not quite like the olden times in Texas, when cattle rustlers were hunted down by sheriffs' posses and strung up in the nearest oak tree.

Times have changed, but almost every day at one of the state's 119 auction markets, stolen cattle are sold. The rustlers' take for the day may be as much as \$10,000.

Some law enforcement officials claim cattle thievery is on the rise because beef prices have steadily risen. Others claim the increase stems from the profit margin the rustlers enjoy. Still, others point to the ease with which many thieves can get rid of their stash -- often just as easy as selling a stolen car to a chop shop or a color TV to a pawnshop.

"These crooks who are stealing them don't have much of any overhead," said Hal Dumas, a regional supervisor for a statewide organization that tracks cattle rustling and other theft from ranchers. "All it costs them usually is the gas it takes to take them to haul the animals to an auction somewhere."

Mr. Dumas, 53, works for a Fort Worth-based organization called the Texas and Southwest Cattle Raisers Association (TSCRA), which operates a full-time cadre of investigators -- often called "cattle rangers."

Mr. Dumas lives in Franklin and is responsible for overseeing cattle-theft investigations in 42 central and East Texas counties, where about 25 percent of Texas' cattle are raised.

There always are several such crimes actively being investigated, said Mr. Dumas.

One of the biggest rustling operations, he recalled, recently was broken up near Houston, where a man who had his own herd stole about 200 head of cattle before TSCRA investigators and local cops found some stolen branded cattle mixed with the rustler's own cattle in his pasture.

Mr. Dumas said the Houston rustler operated in plain sight, but because residents in big cities often don't pay much attention to what others are doing, this culprit got away with it for many months.

"A thousand people probably saw him stealing them, but nobody paid any attention," said Mr. Dumas.

Scott Williamson, 43, who like Mr. Dumas is a TSCRA field inspector and covers 17 counties north and northwest of here, says he always has a full plate, with some of the arrests ultimately demanding considerable time testifying in court against the culprits.

One of his most interesting cases was the 2004 apprehension of a young gang of rustlers, led by a 20-year-old cowboy wannabe who hatched the idea of becoming "the Robin Hood of cattle rustlers," he told reporters later, by watching all of John Wayne's early movies and devouring Louis L'Amour novels.

Roddy Dean Pippin began his "career" by building a wooden crate to put in the bed of his pickup, then convincing a friend to accompany him to a ranch where they knew the owner rarely was present. As the friend drove up close to several of the small herd, Pippin lassoed three calves and pulled them into his makeshift pen and then hurried off.

The next day, Pippin sold the calves and got a check for \$257. "And then I was hooked," Pippin later told investigators.

After he was caught, Pippin said he personally had rustled scores of cattle from three or four Red River Valley ranches near the Oklahoma-Texas border, and that he and one of his accomplices had hit at least 10 other ranches.

Pippin agreed in a plea bargain to serve eight years in prison. "That's probably more than we could've gotten otherwise," said Mr. Williamson.

"It may not be like in the old days," said state Rep. Glenn Hegar, 35, a farmer from Katy, just west of Houston, "but Texas still takes cattle rustling seriously, very seriously."

While many tips come to TSCRA from farmers, ranchers and auctioneers, the organization's computer system gets credit for the fact that last year its agents recovered more than 5,200 head of cattle, worth some \$3.5 million.

At every auction house in the state, agents make notes as to age, sex, markings and particularly the branding of each animal. Then, when a rancher describes a stolen cow, TSCRA checks its database and -- if the animal has been branded -- chances are the stolen animal can be returned to its owner.

The big problem is that many cattlemen do not brand their animals. The average cattle owner in Texas owns about two dozen animals, said Mr. Hegar, so many are not equipped to handle branding.

In the Pippin case, several law enforcement officials remarked that the youthful rustler swore he stole only from the wealthy, and often commented that he seemed like such a nice, engaging young man.

Dan Mike Bird, the district attorney in Vernon, who knew most of the victims in the Pippin case, was unmoved.

"Out here," he said, "our opinions about cattle rustlers haven't changed since the frontier days, when cattle thieves were hanged. We don't take kindly to any cattle rustler, no matter how pleasant he may be."

REPORTER'S RECORD

VOLUME 1 OF 1

TRIAL COURT CAUSE NO. 3879

THE STATE OF TEXAS () IN THE DISTRICT COURT
VS. () 46TH JUDICIAL DISTRICT
RODDY DEAN PIPPIN () HARDEMAN COUNTY, TEXAS

* * * * *

MOTION TO SUSPEND FURTHER IMPOSITION OF SENTENCE
DEFENDANT PLACE ON COMMUNITY SUPERVISION

* * * * *

On the 2nd day of March, 2006, the following proceedings
came on to be heard in the above-entitled cause before the
Honorable Tom Neely, Judge presiding, held in Quanah, Hardeman
County, Texas:

Proceedings reported by Computerized Stenotype machine.

COPY

1 A. Yes, sir.

2 Q. Was he found guilty?

3 A. Yes, sir.

4 Q. Was he sentenced to prison?

5 A. Yes, sir.

6 Q. And his case is on appeal or are you aware of that?

7 A. I'm aware of that, yes, sir.

8 MR. BIRD: I believe that's all, Judge.

9 THE COURT: Okay.

10 CROSS EXAMINATION

11 BY MR. PAWGAN:

12 Q. And I'm sorry, could you repeat your name again?

13 A. Scott Williamson.

14 Q. Mr. Williamson, so if I understand you correctly,
15 once Mr. Pippin was caught, he fully cooperated, correct?

16 A. That's correct.

17 Q. As a matter of fact, there was people that didn't
18 even realize they had had cattle stolen until Mr. Pippin
19 voluntarily took you to those places, correct?

20 A. Correct.

21 Q. So it's safe to say a lot of these additional charges
22 wouldn't have came about but for the full cooperation that you
23 received from Mr. Pippin, isn't that correct?

24 A. Many of them -- that is correct on many of them.

25 Many of them would have though.

1 Q. But if people aren't even aware that their cattle
2 were stolen, then, you wouldn't have been -- nobody to report
3 the stolen cattle, no case to be made, correct?

4 A. Correct.

5 Q. And how many other people were involved in this theft
6 ring?

7 A. As far as parties with one variation or another, I
8 believe we indicted seven different people.

9 Q. And out of seven people, Mr. Pippin and one other one
10 was tried and convicted and incarcerated, correct?

11 A. The others all have cases on docket at this time.
12 They've all been indicted. We indicted seven parties I believe
13 is what it was.

14 Q. But nothing has happened on the other five thus far,
15 is that correct?

16 A. That's correct.

17 Q. And was the other fellow sentenced to consecutive
18 terms in the state jail or was he sentenced to one sentence in
19 prison?

20 A. Only one count was tried to my knowledge. There are
21 counts still pending against him but I believe that was just
22 one case with the maximum of one 2-year sentence which is what
23 he received.

24 Q. So all he has received today is 2 years, not 8 years
25 day for day?

1 A. That is correct but he still has cases pending.

2 Q. Now, do you believe that these crimes are worth
3 somebody having half their life expectancy taken away from
4 them?

5 A. I felt the sentence issue was a fair sentence.

6 Q. That wasn't my question. Do you think these crimes
7 are of such a nature that it would be fair to have half an
8 individual's life expectancy taken away from them?

9 A. Yes, sir.

10 Q. And you think that these sentences would be fair --
11 that these crimes were of such a nature that the sentences
12 would be fair if the individual wasn't able to survive that
13 length of sentence?

14 A. I don't know that he's not able to survive any
15 sentence. A fair sentence was placed in my opinion and I stand
16 by that.

17 Q. So even if this turns out to be a death sentence for
18 him, you are still okay with that?

19 A. I am satisfied with the sentence that was placed,
20 yes, sir.

21 MR. PAWGAN: No further questions.

22 MR. BIRD: That's all I have, Judge.

23 THE COURT: You can step down, sir.

24 MR. BIRD: Dr. Vincent.

25 MR. PAWGAN: Your Honor, even though earlier

1 THE STATE OF TEXAS

2 COUNTY OF HARDEMAN

3

4 I, GLORIA J. JUDD, Official Court Reporter for the 46th
5 District Court of Hardeman County, State of Texas, do hereby
6 certify that the above and foregoing contains a true and
7 correct transcription of all portions of evidence and other
8 proceedings requested in writing by counsel for the parties to
9 be included in this volume of the Reporter's Record, in the
10 above-styled and numbered cause, all of which occurred in open
11 court or in chambers and were reported by me.

12 I further certify that this Reporter's Record of the
13 proceedings truly and correctly reflects the exhibits, if any,
14 admitted by the respective parties.

15 WITNESS MY HAND this the 8th of March, 2006.

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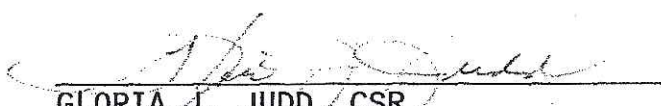
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GLORIA J. JUDD, CSR
Expiration Date 12/31/07
Official Court Reporter
46th Judicial District
1700 Wilbarger 34-A
Vernon, TX 76384
940/552-0256

THIS STORY HAS BEEN FORMATTED FOR EASY PRINTING

About your archives purchase: Your purchase of 3 articles expires on 11/27/2010 2:00 PM. You have viewed 1 articles and have 2 articles remaining.

The article you requested is displayed below.

Cattle thief rides horse back to incarceration* Rustler claims diabetes may kill him in prison

Author(s): Lynn Walker

walkerl@timesrecordnews.com / 940-763-7528 Date: November 11, 2009
Section: A

Sunday, Roddy Pippin rode his horse through the streets of Quanah, conducted a prayer circle with friends and supporters, then turned himself in to the Hardeman County sheriff. "Roddy rides again," proclaimed a news release from an Oklahoma-based public relations firm in advance of his surrender to serve the remainder of a cattle rustling sentence.

If the event seems bizarre, it was just the latest chapter in a case that has been bizarre from the beginning.

On one side are Pippin's supporters, who claim a return to prison could be a death sentence for the 26-year-old man because he has an acute form of diabetes that cannot be adequately treated behind bars.

On the other side is the 46th District Attorney's office, which claims Pippin gets excellent care in custody but covets the limelight his case has generated.

Facts of the case

Pippin and some other men were charged with running a cattle rustling ring that operated in 2004 in Hardeman and Wilbarger counties. When he was caught, Pippin pleaded guilty to four counts of livestock theft and was sentenced in 46th District court to four two-year terms in state prison to be served consecutively for a total of eight years. In 2006 he filed a motion requesting early release, claiming he could not get adequate treatment behind

bars for his diabetes. Supporters at the time claimed if Pippin didn't get medical treatment on the outside, his cattle rustling conviction would turn into a death sentence.

In November 2007 visiting Judge Juanita Pavlick granted Pippin a two-year period of shock probation so he could receive treatment. He was released to live under close supervision on his mother's property in Stephenville. That

period expired Sunday as Pippin rode his steed to the county lockup.

The publicity

Texas Monthly magazine picked up Pippin's story in a May 2006 article titled "The Last Rustler," which called Pippin "a polite young cowboy who loved Louis L'Amour novels and dreamed about life on the open range." The article portrayed him as a down-on-his-luck young man with a debilitating disease who turned to cattle rustling to make payments on his pickup truck. He wrote western short stories during his time behind bars, the article pointed out. Pippin has never denied stealing cattle and is remorseful for his deeds in quotes in the article.

Newspapers from Austin to Seattle have published stories about his exploits, at least one song has been written about him, and a music video on You Tube portrays him as a figure riding across the prairie in a fringed buckskin jacket. He also has a Facebook page and a Twitter account.

The Texas Monthly story attracted the attention of Bob McCausland, a Dallas-area tech official who operates a prison entrepreneurial program. He visited with Pippin and rallied to his cause. McCausland said over the years he has spent "tens of thousands" of dollars to help Pippin, who he says has "a heart the size of Texas and has shown meaningful remorse."

Much of that money has gone to Pippin's legal expenses and a public relations firm.

McCausland said the PR firm was necessary to counter claims from 46th District Attorney Staley Heatly.

"The man (Heatly) has sent out multiple news releases," McCausland said.

He said, he said

"Mr. Pippin has been manipulating his diabetic condition from the beginning in an attempt to weasel his way out of his prison time," Heatly said in his latest news release Tuesday. "Anyone that objectively looks at the evidence will see that Pippin is using his diabetes as a tool to avoid incarceration."

Not so, McCausland says.

"I visited him in prison, and he looked sickly. I got calls from his nurses."

McCausland said Pippin's blood sugar levels reached dangerous levels when he was incarcerated and were controlled when he was free on probation to manage his diet and medication.

Nonsense, the DA says.

"He would intentionally manipulate his food intake," Heatly said of Pippin's time in incarceration. "He would not consume meat products - it's all documented - then after he would eat just cake and bread. They would find him on the floor."

Shoots back McCausland: "I don't accept for a moment that he could be faking it."

Heatly contends the Texas prison system provided "medical care that most people wouldn't be able to afford on their own."

McCausland contends Pippin suffered behind bars, developing circulation problems that could lead to gangrene in his extremities.

"Roddy is worried for his life," he said.

Legal shootout

Pippin's Huntsville-based attorney, Scott Pawgan, has filed paperwork claiming Pippin is a victim of cruel and unusual punishment because his plea agreement stipulated he would not be housed with hardened criminals. Pippin was sent to a state prison hospital - where some hardened criminals reside - during part of his incarceration. In case that doesn't work, Pawgan will attempt to get him freed on another round of shock probation.

"He is no longer a threat. Cattle rustling should not be a capital offense. Basic humanity calls for his release," Pawgan said.

Heatly says he has heard that before.

"When Pippin had his first shock probation hearing, his doctor testified he would be dead in six months if he didn't get out. He was still alive when he was released 18 months later, so I think that's inaccurate."

Different views

McCausland believes "folks in power" targeted Pippin because he was the youngest and most vulnerable of the cattle rustlers who were busted.

"They saw him as easy prey," he said.

"They're getting paid a good amount of money to push this in the media, trying to dramatize it and get the exposure he desires," Heatly countered. "I think Pippin considers himself some kind of modern-day Jesse James. He's really just a cattle thief."

Technical problems: If you have a technical problem with your account please e-mail newslibrary@newsbank.com.

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Counting confusion keeps Texas cowboy confined
Texas Tribune, June 17, 2011

Attachment/ Exhibit # 5

DICKINSON — Roddy Dean Pippin is ready to saddle up and head out of Texas. When they finally let him out of the big house, Pippin said, he will not stop riding until he has crossed the Canadian River and begun to feel the chill from the Dakotas. R
DP

Pippin, a 27-year-old diabetic cowboy outlaw, figures his ride away from the Texas Department of Criminal Justice's Carole S. Young unit — where he is serving eight years for cattle rustling — should have started Thursday.

Prison officials do the math differently. They determined that Pippin's sentence ends in 2013. And so his confinement continues, and Texas taxpayers continue paying for his extensive health care needs.

"I crave felicity," Pippin said in an interview. "I'm in a state of peonage that seems perpetual."

Pippin's situation is unusual, not only for the nature of his crime — cattle rustlers are a rare breed in the 21st century, even in Texas — but also for his health condition: "brittle" diabetes. It is an uncommon form of the disease that causes blood sugar levels to swing sharply, and seemingly without reason. At times, Pippin said, the disease that was diagnosed when he was a child has been his greatest ally, allowing him a respite from incarceration. But in a complex legal twist, it could also wind up being the reason he stays in prison longer than he expected.

The Tribune thanks our Supporting Sponsors

In 2004, Pippin pleaded guilty to stealing cattle from a handful of ranches in North Texas, not far from where he grew up and became enamored with the cowboy life. Just 20 years old at the time, he worked on oil rigs during the day and absconded with truckloads of cattle at night. He made a pretty penny, too, selling his ill-gotten livestock at auction. "I wore my pistols into the bank," he said. "I was kind of out there living a fantasy, I guess."

The cowboy fantasy came to an abrupt end after neighbors and the police started wondering how Pippin's roughneck salary afforded him an expensive truck and fancy suits. In ranching country, Pippin's escapades were akin to treason, and the judge punished him accordingly, assigning him the maximum sentence on four counts of theft of livestock: two years on each state jail felony, to be served consecutively.

Soon after being incarcerated, Pippin began having health problems. He had dozens of seizures and was hospitalized to treat his severe diabetic reactions. After he served his first two-year sentence and nearly two years of the second sentence, a judge granted Pippin medical leave in the form of "shock" probation, essentially house arrest. He stayed with his mother for the next two years, wearing a GPS tracking device and leaving the house only to receive medical treatment and to attend legal appointments.

Pippin's health improved at his mother's house in Erath County, and he even participated in a clinical trial of inhalable insulin. He married and, at his own wedding, met the woman who is now his second wife, Jacie Pippin. "Jacie's been a godsend," he said. "I wouldn't trade her for all the horses and cattle on earth. That's a lot, coming from me."

When his two-year probation term was up in November 2009, Pippin attracted statewide attention with his horseback ride through the streets of Quanah to the Hardeman County Jail, where he turned himself in to serve the remainder of his sentence.

June17[1]

That is when the counting confusion began. Pippin and his lawyers argue that the time he spent on probation should count toward his third two-year sentence. When he came back to jail, they contend, he started serving his fourth and final sentence – a term, they argue in court documents, that should have ended Thursday.

"Their math is perverted," Pippin said of the criminal justice department. "I may not be the sharpest knife in the drawer, but I know when I'm being abused."

Melinda Bozarth, general counsel for the criminal justice agency, said that according to the way prison officials interpreted the judge's orders, Pippin's third sentence began when he rode back into custody, and his fourth sentence starts today. They believe Pippin should be released Jan. 20, 2013.

Complicating matters further, both the department's officials and Pippin's lawyers agree that Texas law prohibits the stacking of probation terms and prison sentences. So the judge's order that allowed Pippin to spend those two years at home may have been illegal. How that could affect Pippin's sentence remains unclear.

"This is a highly unusual case," Bozarth said. "We're just trying to do the right thing."

Pippin has filed an appeal and is awaiting a ruling from the Texas Court of Criminal Appeals to tell him when he can leave prison. In the meantime, Pippin said, his health is better than it has been in other facilities. He is incarcerated at the Carole S. Young Medical Facility near Texas City, where doctors from the University of Texas Medical Branch ensure he gets eight insulin shots a day.

At a time when Texas is cutting billions of dollars from public education and state services, Pippin said, it seems wasteful for the state to pay "a fortune" for his health care. Dr. Owen Murray of UTMB, who oversees health care for Pippin and many other inmates, said Pippin's treatment does not cost more than that of any of the other 8,000 diabetics in the system. But Murray said it does cost more to care for prisoners in the medical facility.

"Now that we've got him in the Carole Young facility, he's been doing fine," Murray said. "He was looking very good."

Pippin reads the news voraciously and writes letters – his neatly written notes, signed with his cattle brand, read like excerpts from Louis L'Amour novels – to public officials, reporters and anyone who he thinks might help set him free. "I'll always be a cowboy at heart, but I'll never steal again," he said.

A Facebook page and website feature pictures of Pippin with his black Stetson, blue jeans and cool stare. Songs have been written about him, and he said he had even sold the movie rights to his life story. But sitting in his white prison jumpsuit, wiping away tears of frustration, Pippin said he does not want to be famous. He just wants out.

March 3-16-2011 Wednesday 11:45pm

Theft Prevention From the Authority on Theft

From one Cowboy to another Cowboy, I come to you humbly as your Alli, not your Enemy! My name is Roddy Dean Pippin, and if any one on earth knows how to rustle your cattle and steal your agriculture equipment, its me. I'm chief of farm and ranch Thieves, which by no means am I proud of! I've spent the majority of my adult life serving time in the Texas Penitentiary for rustling your cattle, devising methods and techniques to steal your Hay and Farm Implements, while evading our honorable TSCRA special rangers, all at the same time. As I sit here in my cell dwelling behind these walls and razor wire fences it occurred to me that its High Time, we put our heads together in a vast effort to prevent your cattle and ranch property from inexplicably and mysteriously disappearing from your fields in the dark of the night. That being said with dynamic boldness and considering the grave incredibly solemn fact that theres always going to be a Thief among us, I respectfully give you Ten Theft Prevention Tips, from the man who knows how to steal your hard earned property the best!

#1 Lot's and Loading Shoot's

Stop building your amazingly beautiful well constructed lots and livestock loading shoots in locations which are easily visible from the Farm to Market Roads, County Roads, and U.S. Hiways! I know you do it for simple convenience, but remember whats convenient for you is also accessible and convenient for the one who desire's and deviously conspires to deprive you of your cattle and livestock in general.

#2 Wire Gaps and Fence Intervals

Cease at once, cutting and creating wire gaps and fence intervals, for we now live in the 21st century A.D. and as much as you may hate to admit it wire gaps are indeed a thing on the past! I sympathize with you tremendously for I know only too well that those old school wire gaps provide you easy access to your pastures however the truth cannot be avoided, for they also provide the Robo Vaca and/or cattle thief easy access.

#3. Calling Your Livestock for Feeding Grain and Hay.

Remember every thief on earth has a horn in his or her pick-up so quit using your car horn to universally call your herd at feeding time! I to know that harmonious, tuneful melodious sound of the truck horn sparks your livestock's appetite and brings the whole herd running to my truck and trailer to be rustled. A word to the wise, be creative and think of a new unique way to call your cattle for feeding grain and hay.

#4 Routine and Habit is Dangerous

Don't get stuck in a customary or regular course of procedure when it comes to going to your ranch to feed your cattle and livestock. Just like a good Bank Robber cases the bank, a good Cattle Rustler also cases your fields and pastures and learns your routine and habits well, like the back of his hand. Change your routine up a little bit. Today while you feed your herd watch the sun rise, tomorrow while you pour cow cake into the feed troughs watch the sun set. Habitual activity is a thief's best friend!

#5 Locks and Chains

The only thing locks and chains do is keep a honest man honest, just the same I do encourage the use of both! Every working man in Texas including all thieves, have a good pair of bolt cutters in their tool boxes, therefore when at the hardware store shopping for gate locks, barn locks, trailer locks, Etc. I tell you with Emphasis Added to spend a few extra dollars to purchase the Master Lock with built in theft prevention side panels which can not be effectively cut with bolt cutters. And when investing in chain be sure and buy the logger chain with the thick rubber coating so that when the ingenuitive thief gets the bright ideal to hook onto your chaine gate with his pick-up, it will simultaneously jerk the entire front-end of his vehicle out of alignment.

#6 Texas Southwestern Cattle Raiser Association "BLUE SIGN"

Hang one of those nice new blue distinguished TSCRA signs on all of your gates, or for that matter hang two! For I tell you straight from the horses mouth the thief will hesitate and think thlce with great reservation before cutting your Lock and rustling your Livestock! I always avoided pastures where those bright blue signs hung because they carried a reverence which to this very day I still deeply respect with a great since of veneration!

#7 Livestock Trailers and Farm Implements

I tell you their like candy to a baby when parked in the view of a thief and right next to your holding pen's and

portable loading shoots. I mean why bring my own lickstock trailer when I can simply jump a portion of your herd up into your trailer, and easily take off with the full package? If you do leave your trailer and/or implements in the field unattended take a few extra minutes to lock and chain it up to a tree or corral. We live in a malevolent world! I don't need to coach common sense to you, for you were born with an abundance of it. Deter the thief and use it!...

#8 Calving

Guard your cows heavily 72 hours prior to them calving! Finding a newborn wet baby calf without ear tags and a brand was like discovering a gold nugget in a clear Montana ^{Mountain} stream to me! So heed my words, bring your cows in close to the house a few days prior to their calving and fawn over them a little. You won't regret it, plus it will prevent predators such as coyotes and other carnivorous mammals from reaping what you have honestly sown.

#9 Lose the Hot Wire Fences

Regrettably we now live in a farm and ranch world that is governed by barbed wire strands which are twisted together with sharp barbs at short intervals used for fencing! Use it to your advantage and lose those flimsy implausible hot wire fences which any one including the thief can easily enter through, and drive over without ever exiting his pick-up. It just makes sense and I promise you that it's well worth the investment!

#10

The Hot Iron and The Art of Branding

Technology is available to the whole wide world, even the Cattle Raiser! Believe me I more than ^{Anyone} hate to admit that we must change with the times, but we must! The visible brand which the Hot Iron creates will always serve its purpose and I will always relish the aroma of burning hair blowing in the spring breeze while treating screwworm cases! The problem with a flesh brand has always been that it can easily be changed with a Cinch ring which I always carried a few of on my saddle. I'm a artist with a branding iron and there isn't a brand on earth that I cannot change with the right motivation! The only logical fix for that is to place uniquely numbered and dyed electronic chips in your livestock in which can be recognized universally by ~~RAY~~ machines/equipment that I propose be immediately mandated to be installed in each and every Livestock Sale Barn throughout the United States of America! With this kind of technology a thief will instantly be red flagged by the sale barn database and the TSCRA and local authorities can apprehend the culprit without delay. And to make this short and sweet, Characters like Roddy Dean Pippin will not be capable of perpetually victimizing those who raise cattle and operate farm and ranch land.

From a man who was without a doubt^{ed} once your adversary I close this with high hopes that you now know that I'm on your side and now fighting this battle as your ~~Advocate~~ Advocate!

My diligent never ending prayers remain with you the Rancher and your fields and herds ~~with~~ from dusk till dawn!

Signed on the 16th day of March 2011 *Respectfully*
Roddy D. Pippin

March 3-18-2021 Friday 8:26pm

#1

Lots and Shoots

And concerning those old corrals, loading shoots, Lots, and Holding Pens which were built back in the late 1800's and early 1900's that are located in remote extremely isolated portions of your ranch, ^{they} have got to go! I mean first of all their an eye sore to your real estate, their a hazard to your horses and cattle, and most importantly they provide a thief with the luxury of solitude to rustle/steal your livestock without the concern of a audience or passing traffic! Any intelligent thief despises spectators with disdain contempt. There is tremendous incentive to a thief to repair an old set of corrals and rustic loading shoots with a few boards, a couple tree limbs, or a old panel laying in your field. Remember solitude to a thief is the same, as a flock of sheep without a shepherd, is to a hungry wolf! My words are truth and I speak from experience, so except my counsel, and dismantle those old lots and shoots which stand on your back 40 as nothing more than a remnant of the past and a grand tribute to the thief! To do other wise is to aid a thief in stealing your Livestock.

Respectfully

Roddy D. Pippin



March

5:16pm

3-19-2011 Saturday

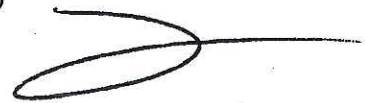
#10

Brands and The Hot Iron

By implanting economically efficient electronic micro chips surgically under the skin of your cattle you will save money, time, effort, physical labor, resources, and most fundamentally understandable your personal information will be essentially and indispensably stored in each of your animals! Not to mention your ~~Hot~~ brand of the Hot Iron which is proudly burned into the ~~side~~ ^{hide} of your livestock, and recorded and registered in ~~our~~ county courthouses ledger books can no doubt be placed as a ~~encryption~~ on the electronic micro chip as well. And then the Flesh Brand and the Electronic Chip will ~~work~~ together simultaneously as the superior identification system for your herd and the life blood of your families and existence as a Texas Cattle Raiser!

Respectfully

Loddy A. Pippin



Attached
Exhibit
Oklahoma D.A. Probation
Letter



101 N. MAIN, ROOM 204
JACKSON COUNTY COURTHOUSE
ALTUS, OKLAHOMA 73521
TELEPHONE: (580) 482-0009
FAX: (580) 482-5346

JOHN M. WAMPLER
DISTRICT ATTORNEY
THIRD JUDICIAL DISTRICT

FIRST ASSISTANT:
KEN DARBY

ASSISTANTS:
DAVID THOMAS
STEPHEN BOOKER

Mr. Roddy D. Pippin, #1276478
Carol S. Young Medical Facility Complex
5509 Attwater Avenue
Dickinson, TX 77539

10/21/10

Re: D.A. Supervision in CF-2004-163, Jackson County, OK
CF-2004-164, Jackson County, OK
CF-2004-32, Harmon County, OK
CF-2004-58, Tillman County, OK

Dear Mr. Pippin:

On April 7, 2008, you were placed under D.A. Supervision for 24 months on the above cases, all running concurrent. You were ordered to perform 300 hours of Community Service by the Court to be completed on or before 12/31/09. On April 11, 2008, I was contacted by Mr. Floyd Jones, a pastor of the Lipan Church of Christ, asking if you might do some community service for them, which meant you were attempting to be in compliance with the Court's order, and get the service done within a timely manner. I also got calls from other non-profit groups about the community service.

You were also ordered by the Court to pay restitution in the above cases, which was paid the day you pled out. You always called when you had a question about what you were supposed to be doing in connection with this supervision. You always reported in a timely manner. You also paid all your supervision fees and court costs in connection with all the above cases.

You were always extremely polite and courteous when you were reporting, calling in, or working some of your community services hours off here at our courthouse. You completed your supervision with this office in an exemplary manner. I hope that Texas authorities will see fit to either release you from prison, because of your health conditions, or put you back on house monitor, as you were during the time you were on our supervision. The best of luck to you and your family.

Sincerely,

Rebecca Simpson

Rebecca Simpson
D.A. Probation Supervisor

Prison health care change undone

Move that could have shifted control of board to Perry is reversed

By Mike Ward

AMERICAN STATESMAN STAFF

An amendment quietly added to a bill about fiscal matters in the Texas House late Thursday would have given control of the state's prison health care board to Gov. Rick Perry at a time when top Perry aides have been pressing for the panel to privatize some or all the medical services provided to convicts.

By Friday, after questions were raised about the change by the American-Statesman and some legislative and prison officials, it was gone.

"The wording is now back like it was,"

ended in May, had agreed to expand the size of the committee — perhaps to as many as 11 members, depending on which negotiator tells the story.

"I'm not inclined to change it back. No," Pitts said just before lunch.

"We'll have to fix it in conference" — code words for rewriting the provision during negotiations with the Senate on a final version of SB 1, Madden told a reporter.

Madden then met on the House floor with Pitts, other House leaders and Mike Morrissey, a top Perry aide who had advocated privatization at a closed-door Capitol meeting months ago with several vendors and prison officials.

Earlier this year, a bill that would have given the governor control of the committee was killed by House and Senate leaders concerned about the perceived rush to privatization. That bill would also have given the committee the authority to contract with private vendors for the first time. An amendment to do much the same thing was not adopted.

Dead issue, Senate and House leaders had said when the regular legislative session ended last week.

By 2 p.m. Friday, Madden had drafted an amendment to SB 1 to amend Pitts' amendment, leaving the committee with just five members.

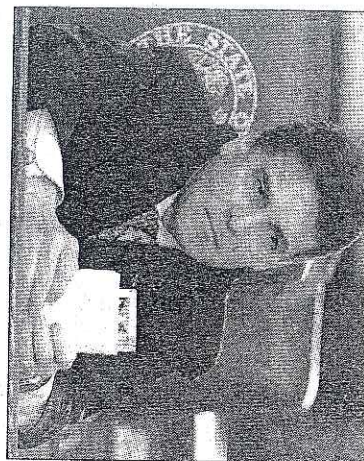
That passed in two minutes, with the approval of Pitts and without most House members knowing what had happened.

Madden said Pitts and Perry's office were OK with his change. He did not elaborate.

"Based on the recent work by the state auditor's office and continued requests for supplemental appropriations by UTMB and Texas Tech, it is clear that there need to be changes in the way health care is delivered to inmates," said Lucy Nashed, Perry's deputy press secretary. "The legislation as it stands is moving in the right direction on this issue."

"I saw the change as a problem, and we've fixed it," Madden said. "Let's leave it there."

mward@statesman.com



COMING SUNDAY

President Perry? It might not be all that far-fetched

■ With an upcoming schedule that includes stops in Los Angeles and New York (but none yet in Iowa or New Hampshire), the governor's on-again, off-again flirtation with entering the race is getting close to decision time, Jason Embry reports

Larry Kolbeard AMERICAN STATESMAN

appointees in the majority.

"The goal was not to give anyone majority on the committee."

Such a move would have made for of the board's seven members' appointees in the majority.

See REVERSAL, A10

REVERSAL: Amendment that wasn't debated is questioned

Continued from A1

tees of the governor, and critics of privatization feared that it would have allowed Perry to push ahead with outsourcing of the nearly \$1 billion-a-year system, which has been plagued for years by mushrooming costs.

The committee currently has nine members: two representing the Texas Department of Criminal Justice, two officials each from the University of Texas Medical Branch at Galveston and the Texas Tech University Health Sciences Center, and three appointed by the governor.

UTMB and Texas Tech provide the medical care in Texas' 112 state prisons, and the ongoing costs, driven in part by an aging prison population and by spiraling health care costs in general, are of particular concern now that the state faces a multibillion-dollar budget crisis.

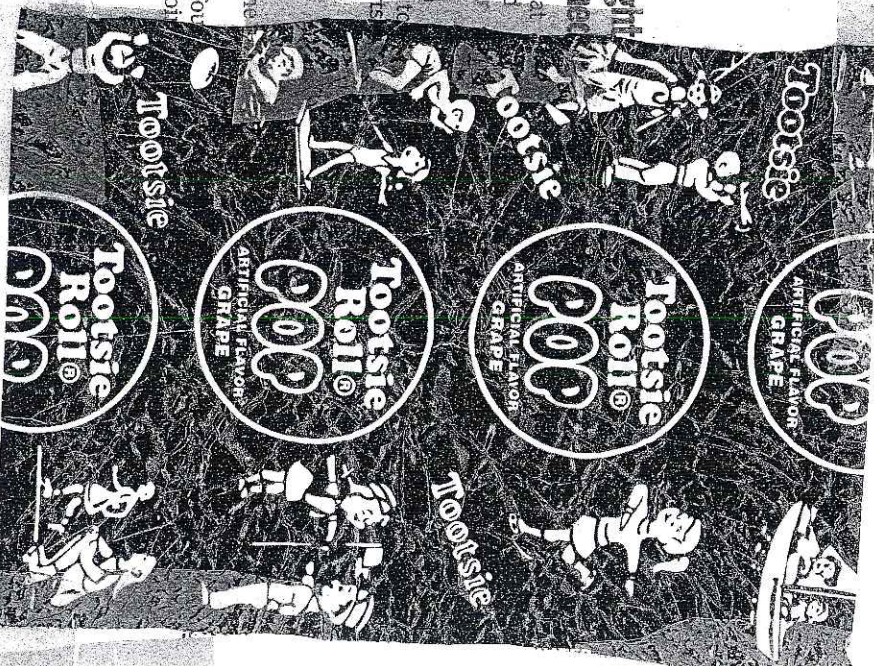
The amendment was attached to Senate Bill 1 without debate. Even Madden, who watches all things involving corrections, didn't notice it.

He has previously said that he does not oppose privatization if done appropriately. But he also has said he does not support changing the makeup of the committee to give anyone or a group a majority to make that happen.

On Friday morning, as the Texas Board of Criminal Justice convened for a meeting in Austin, several officials of prison health care companies and lobbyists who have been pushing for privatization lingered in the corridors outside — unusual since there was nothing on the board's agenda about health care.

A board member mentioned that the amendment had passed. A prison official confirmed it. A reporter began asking questions. When he learned of the change, Madden moved immediately to reverse it. But state Rep. Jim Pitts, chairman of the House Appropriations Committee and author of the amendment, initially said no.

A House-Senate panel that negotiated the issue in the waning days of the regular legislative session, which



Bid option for prison health is approved

House OKs proposal to allow privatization

By Mike Ward

AMERICAN-STATESMAN STAFF

A bill to start charging Texas prison convicts up to \$100 a year for their medical care sparked the latest skirmish over a continuing push to allow private companies to provide medical care in the state's 112 prisons.

The move surfaced Thursday in an approved amendment to House Bill 26 that would allow the state committee that oversees prison medical care to initiate a competitive bidding process for the \$900 million health care network.

State Rep. Fred Brown, R-College Station, initially offered a proposal requiring privatization. It was the second attempt during the special legislative session to privatize prison clinics and at least the fourth since January. Brown said he offered the proposal because he thinks private companies can provide the service for \$40 million to \$50 million less.

A top aide to Gov. Rick Perry for months has been pressing for privatization, after meeting privately with several potential vendors earlier this year.

But prison and medical officials have countered that they already are providing care at perhaps the lowest per-inmate cost in the nation, and said the costs are rising because there are more sick people behind bars.

"This is about competitiveness," Brown said. "If we can save money by doing this, why are we waiting?"

Under current law, the University of Texas Medical Branch at Galveston and the Texas Tech University Health Sciences Center provide health care in prisons, but mushrooming costs have drawn criticism from legislative leaders.

House Corrections Committee Chairman Jerry Madden, R-Richardson, the author of HB 26, immediately objected to Brown's proposed amendment. While the issue is ripe to be studied, Madden said, mandating privatization without

PRIVATIZE: Perry aides keen on possible savings

Continued from B1

before we have information," he told the House, seeking to kill Brown's amendment. "It's a bad idea at this time."

Rep. Sylvester Turner, D-Houston, said he opposes charging convicts more for their medical care, "but if we're going to open the door on that, as we apparently are, then I'm for opening up the

"I'm not sold on privatization, but let's study it."

SYLVESTER TURNER

D-Houston

discussion about privatization and a lot of other things."

"I'm not sold on privatization, but let's study it," he said.

Brown's amendment was adopted after it was rewritten to say that the state's Correctional Managed Health Care Committee can competitively bid the medical contracts but is not required to do so.

Madden said he thinks the wording change — replacing "shall" with "may" — makes the amendment optional. Brown said he fears it will not prod the committee to change anything.

Madden conceded the issue keeps coming up.

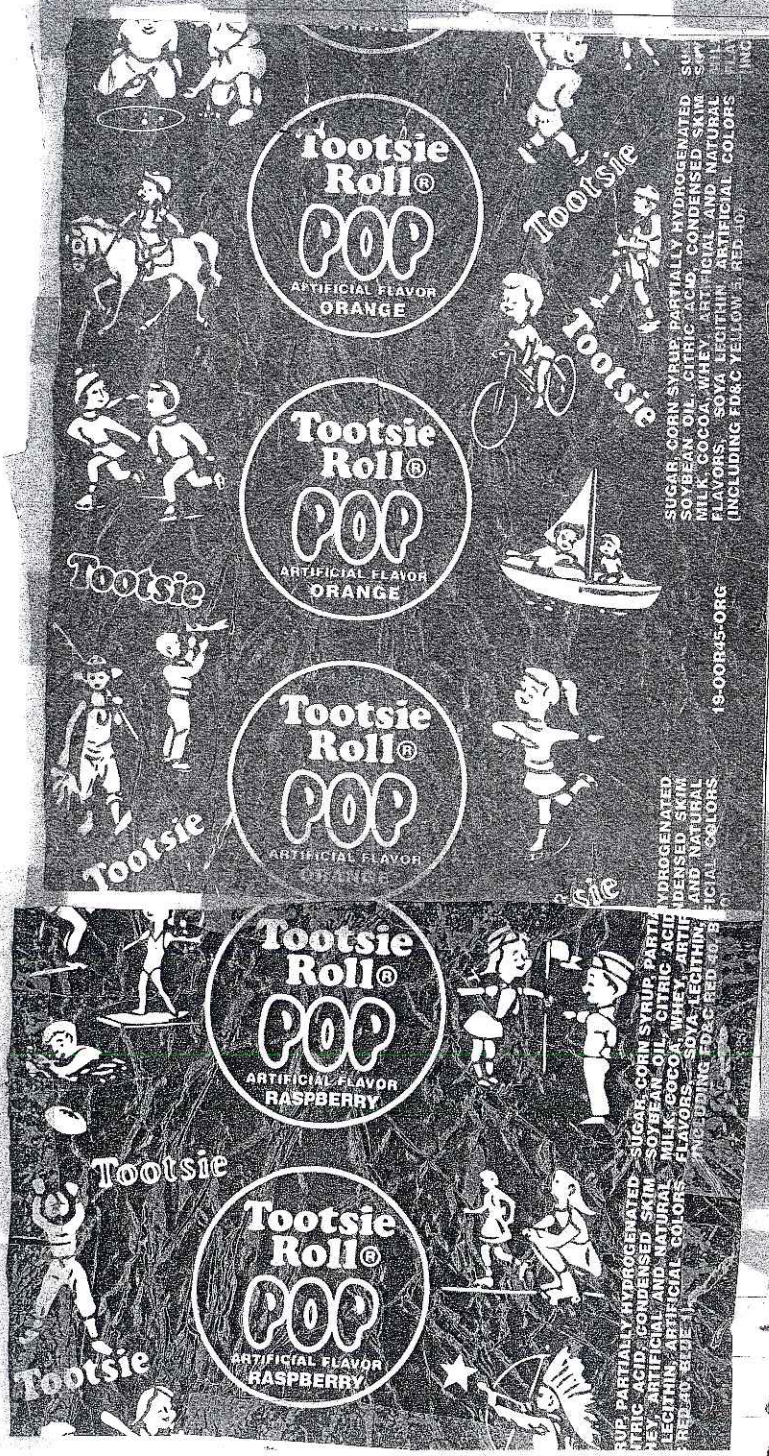
"Someone is continuing to push privatization, and I'm continuing to push back," he said, noting that a week ago another House member tried to amend a bill to give Perry control of the health care committee, a move seen as a first step to bringing in private vendors. That amendment was removed before the bill was approved.

Two unsuccessful attempts were made to tack a similar amendment onto other bills during the regular legislative session that ended in May, after a bill to allow privatization failed to be approved in Madden's committee.

While Perry has not weighed in on the issue himself, his aides have made clear he is interested in potential savings from private vendors, in a system that has been run almost exclusively by the state since the prison system was established.

"It is clear that there needs to be changes in the way health care is delivered to inmates," Perry's deputy press secretary, Lucy Nashed, said in a statement last week. "The legislation as it stands is moving in the right direction on this issue."

mward@statesman.com



Addendum....

These Sucker Wrappers

contain the Big Picture 2 of the